

MASSACHUSETTS
Workforce Investment Act
STEERING COMMITTEE

WIA Communication No. 00-44

☒ **Policy** ☐ **Information**

To: Chief Elected Officials
Workforce Investment Board Chairs
Workforce Investment Board Directors
Area Directors or Designee
Career Center Directors
DET Regional Directors
DET Area Directors

cc: WIA State Partners

From: Jonathan Raymond, President
Corporation for Business, Work, and Learning

Date: October 19, 2000

Subject: Changes in Procurement under the Workforce Investment Act

As you are aware, implementation of the Workforce Investment Act has brought about changes in the regulations and requirements regarding the procurement of goods and services. CBWL is in the process of drafting a WIA procurement policy to replace PD 93-24. That policy will be available for review and comment consistent with the policy review protocols. In the interim, Local Workforce Investment Boards, Career Center Operators, Fiscal Agents, and other applicable entities should comply with the following guidelines:

Entities and organizations that are part of local government must comply with the procurement requirements of 29 CFR Part 97.

Institutions of higher education, hospitals, other non-profit organizations, and commercial organizations must comply with the procurement requirements of 29 CFR Part 95.

Under 29 CFR Parts 95 and 97 the threshold for formal solicitations is \$100,000. However, all procurement transactions, regardless of the cost, shall be conducted in a manner to provide to the maximum extent practical, open and free competition. Documentation of the competitive process shall be maintained. (see 29 CFR Part 95.43 and 29 CFR Part 97.36)

Governmental entities and other organizations subject to more restrictive state or local procurement thresholds and requirements, such as Section 30B, must continue to comply with the more restrictive policy.

Questions and Comments: Any questions related to this correspondence should be directed to Spencer Klein (ext. 2356) at (617) 727-8158.

Filing: Please file this in your notebook of previously issued WIA Communication Series Issuances as 00-44.